

JULY 28 2004  
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| <b>TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT</b><br><b>(Under 37 CFR 1.97(d))</b> |  | Docket No.<br>02410252AA |
|---|--|--------------------------|

In Re Application Of: **Kittaka et al.**

JUL 19 2004

| Application No. | Filing Date | Examiner      | Customer No. | Group Art Unit | Confirmation No. |
|-----------------|-------------|---------------|--------------|----------------|------------------|
| 09/942,663      | 08/31/2001  | G. Stock, Jr. | 30743        | 2877           | 7814             |

Title: **OPTICAL DEVICE AND SPECTROSCOPIC AND POLARIZATION SEPARATING APPARATUS USING THE SAME**

Address to:  
Commissioner for Patents

The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(c), and on or before payment of the issue fee, and is accompanied by the Statement as specified in 37 CFR 1.97(e) and the fee set forth in 37 CFR 1.17(p).

A check in the amount of **\$180.00** is attached.

Charge Deposit Account No. **50-2041** in the amount of **Deficiencies**

**Certificate of Transmission by Facsimile\***

I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (F

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(Date)

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Signature

*Michael E. Whitham*  
**Typed or Printed Name of Person Signing Certificate**

\*This certificate may only be used if paying by deposit account.

\_\_\_\_\_  
**Michael E. Whitham**

\_\_\_\_\_  
**Reg. No. 32,635**

Whitham, Curtis & Christofferson, P.C.  
11491 Sunset Hills Road, Suite 340  
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(703) 787-9400  
Customer Number 30743

I certify that this document and fee is being deposited

with the U.S. Postal Service

as first class mail under 37 C.F.R. 1.8 and is

addressed to the Commissioner for Patents, P.O. Box

1450, Alexandria, VA 22313-1450.

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**Signature of Person Mailing Correspondence**

\_\_\_\_\_  
**Typed or Printed Name of Person Mailing Certificate**

Dated: **July 19, 2004**

CC:

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

Kittaka et al.

Serial No.: 09/942,663

Filed: Aug 31, 2001

For: OPTICAL DEVICE AND SPECTROSCOPIC AND POLARIZATION  
SEPARATING APPARATUS USING THE SAME

Group Art Unit: 2877

Examiner: G. Stock, Jr.

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**INFORMATION DISCLOSURE STATEMENT**

Sir:

Under the provisions of 37 C.F.R. 1.97 through 1.99 and pursuant to applicant's duty of disclosure under 37 C.F.R. 1.56, applicant respectfully brings the following documents, listed on the attached form PTO-1449, to the attention of the Examiner in charge of the above-identified application. A copy of the listed documents is provided for the convenience of the Examiner.

This citation does not constitute an admission that the references are relevant or material to the claims. They are only cited as constituting related art of which the applicant is aware.

This statement shall not be construed as a representation that a search has been made or that no other art than that identified exists.

It is respectfully requested that the listed references be considered by the Examiner and formally made of record in this application.

A check in the amount of \$180.00 to cover the fee as specified by 37 C.F.R. 1.17(p) is enclosed.

Respectfully submitted,

Michael E. Whitham  
Reg. No. 32,635

07/20/2004 CCHAU1 00000162 09942663

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180.00 OP

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Reston, VA 20190  
(703) 787-9400  
Customer Number 30743

**INFORMATION DISCLOSURE CITATION**  
*(Use several sheets if necessary)*

|                 |                 |
|-----------------|-----------------|
| ATTY DOCKET NO. | APPLICATION NO. |
| 02410252AA      | 09/942,663      |
| APPLICANT(S)    |                 |
| Kittaka et al.  |                 |
| FILING DATE     | GROUP ART UNIT  |
| 08/31/2001      | 2877            |

**U.S. PATENT DOCUMENTS**

| *EXAMINER INITIAL |  | DOCUMENT NUMBER | DATE       | NAME<br><i>(Circular stamp: NAME JUL 19 2004 PATENT &amp; TRADEMARK OFFICE)</i> | CLASS | SUBCLASS | FILING DATE IF APPROPRIATE |
|-------------------|--|-----------------|------------|---|-------|----------|----------------------------|
|                   |  | 6,674,954       | 01/06/2004 | Baba et al.   |       |          |                            |
|                   |  |                 |            |   |       |          |                            |
|                   |  |                 |            |   |       |          |                            |
|                   |  |                 |            |   |       |          |                            |
|                   |  |                 |            |   |       |          |                            |

**U.S. PATENT APPLICATION PUBLICATIONS**

| *EXAMINER INITIAL |  | DOCUMENT NUMBER | DATE       | NAME           | CLASS | SUBCLASS | FILING DATE IF APPROPRIATE |
|-------------------|--|-----------------|------------|----------------|-------|----------|----------------------------|
|                   |  | 2003/0100431    | 05/29/2003 | Koyo et al.    |       |          |                            |
|                   |  | 2003/0184845    | 10/02/2003 | Kittaka et al. |       |          |                            |
|                   |  | 2003/0174402    | 09/18/2003 | Kittaka et al. |       |          |                            |
|                   |  | 2003/0076598    | 04/24/2003 | Kittaka et al  |       |          |                            |

**FOREIGN PATENT DOCUMENTS**

|  | DOCUMENT NUMBER | DATE | COUNTRY | CLASS | SUBCLASS | TRANSLATION |    |
|--|-----------------|------|---------|-------|----------|-------------|----|
|  |                 |      |         |       |          | YES         | NO |
|  |                 |      |         |       |          |             |    |
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|  |                 |      |         |       |          |             |    |
|  |                 |      |         |       |          |             |    |
|  |                 |      |         |       |          |             |    |

**OTHER DOCUMENTS** *(Including Author, Title, Date, Pertinent Pages, Etc.)*

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EXAMINER

DATE CONSIDERED

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

**INFORMATION DISCLOSURE CITATION**  
*(Use several sheets if necessary)*

ATTY DOCKET NO.  
**02410252AA**

APPLICATION NO.  
**09/942,663**

Kittaka et al.

FILING

08/31/2001

GROUP ART

2877

**U.S. PATENT DOCUMENTS**

| *EXAMINER INITIAL |  | DOCUMENT NUMBER | DATE | NAME                        | CLASS | SUBCLASS | FILING DATE IF APPROPRIATE |
|-------------------|--|-----------------|------|-----------------------------|-------|----------|----------------------------|
|                   |  |                 |      |                             |       |          |                            |
|                   |  |                 |      | JUL 1 9 2004                |       |          |                            |
|                   |  |                 |      | EXAMINER & TRADEMARK OFFICE |       |          |                            |
|                   |  |                 |      |                             |       |          |                            |
|                   |  |                 |      |                             |       |          |                            |

**U.S. PATENT APPLICATION PUBLICATIONS**

| *EXAMINER INITIAL |  | DOCUMENT NUMBER | DATE       | NAME           | CLASS | SUBCLASS | FILING DATE IF APPROPRIATE |
|-------------------|--|-----------------|------------|----------------|-------|----------|----------------------------|
|                   |  | 2002/0140929    | 10/03/2002 | Kittaka et al. |       |          |                            |
|                   |  | 2002/0122613    | 09/05/2002 | Kittaka et al. |       |          |                            |
|                   |  |                 |            |                |       |          |                            |
|                   |  |                 |            |                |       |          |                            |

**FOREIGN PATENT DOCUMENTS**

|  |  | DOCUMENT NUMBER | DATE | COUNTRY | CLASS | SUBCLASS | TRANSLATION |    |
|--|--|-----------------|------|---------|-------|----------|-------------|----|
|  |  |                 |      |         |       |          | YES         | NO |
|  |  |                 |      |         |       |          |             |    |
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|  |  |                 |      |         |       |          |             |    |

**OTHER DOCUMENTS** *(Including Author, Title, Date, Pertinent Pages, Etc.)*

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